

NORTH CAROLINA

WAKE COUNTY

COMMON CAUSE, et al.,

Plaintiffs,

v.

REPRESENTATIVE DAVID R. LEWIS,
IN HIS OFFICIAL CAPACITY AS
SENIOR CHAIRMAN OF THE HOUSE
SELECT COMMITTEE ON
REDISTRICTING, et al.,

Defendants.

FILED
2018 DEC 14 AM 9:39
WAKE COUNTY, C.S.C.
18-CVS-14001

**MOTION FOR ADMISSION OF
COUNSEL
PRO HAC VICE**

Pursuant to N.C. Gen. Stat. § 84-4.1, Movants Edwin M. Speas, Jr. and Caroline P. Mackie hereby move for the admission of R. Stanton Jones, Elisabeth Theodore, Daniel Jacobson, and David P. Gersch of the law firm Arnold & Porter Kaye Scholer LLP and Marc Elias, Abha Khanna, and Aria C. Branch of the law firm Perkins Coie LLP (collectively “Applicants”), to appear *pro hac vice* on behalf of Plaintiffs in the above referenced matter. In support of this motion, Edwin M. Speas, Jr., Caroline P. Mackie, and their law firm, Poyner Spruill LLP, respectfully show the Court:

1. The Statements of Applicants, attached as **Exhibits A through G** respectively, set forth their qualifications to appear in this cause pursuant to N.C. Gen. Stat. § 84-4.1.
2. Mr. Jones, Ms. Theodore, Mr. Jacobson, and Mr. Gersch and the law firm of Arnold & Porter LLP, and Mr. Elias, Ms. Khanna, and Ms. Branch and the law firm of Perkins Coie LLP are counsel of choice for the Plaintiff, Common Cause. A statement attesting to the retention of these Applicants and the law firm of Arnold & Porter LLP is attached to this Motion as **Exhibit H**.

3. Pursuant to N.C. Gen. Stat. § 84-4.1(5), as local counsel in this matter and a resident of North Carolina, Mr. Speas and Mrs. Mackie agree to be responsible for filing the required registration statement for Applicants with the North Carolina State Bar. Additionally, a required fee pursuant to N.C. Gen. Stat. § 84-4.1 is being forwarded simultaneously to the Clerk of Wake County in the total amount of \$1,575.00 (\$225.00 per applicant) for the *pro hac* admission of Applicants.

WHEREFORE, for the reasons set forth herein, Movants respectfully request the Court to allow this motion for admission of R. Stanton Jones, Elisabeth Theodore, Daniel Jacobson, and David P. Gersch of the law firm Arnold & Porter Kaye Scholer LLP and Marc Elias, Abha Khanna, and Aria C. Branch of the law firm Perkins Coie LLP in this action *pro hac vice*.

Respectfully submitted this the 14th day of December, 2018.

POYNER SPRUILL LLP

By: Caroline P. Mackie
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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing by depositing a copy thereof in an envelope bearing sufficient postage in the United States mail, addressed to the following person at the following address which is the last address known to me:

James Bernier
Amar Majmundar
Stephanie A. Brennan
NC Department of Justice
P.O. Box 629
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*Counsel for the State of North Carolina and State Board of
Elections and Ethics Enforcement and its members*

Phillip J. Strach
Michael McKnight
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Michael.mcknight@ogletree.com
Counsel for the Legislative Defendants

This the 14th day of December, 2018.



Caroline P. Mackie

NORTH CAROLINA

WAKE COUNTY

COMMON CAUSE, et al.,

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Defendants.

GENERAL COURT OF JUSTICE

SUPERIOR COURT DIVISION

18-CVS-14001

**ORDER GRANTING
MOTION FOR ADMISSION OF
COUNSEL *PRO HAC VICE***

This cause coming on to be heard before the undersigned on the motion of Edwin M. Speas, Jr. and Caroline P. Mackie, attorneys duly admitted to the Bar of the State of North Carolina, for the admission of R. Stanton Jones, Elisabeth Theodore, Daniel Jacobson, and David P. Gersch of the law firm Arnold & Porter Kaye Scholer LLP and Marc Elias, Abha Khanna, and Aria C. Branch of the law firm Perkins Coie LLP *pro hac vice*, as counsel for Plaintiffs in connection with this case.

IT IS THEREFORE ORDERED that R. Stanton Jones, Elisabeth Theodore, Daniel Jacobson, and David P. Gersch of the law firm Arnold & Porter Kaye Scholer LLP and Marc Elias, Abha Khanna, and Aria C. Branch of the law firm Perkins Coie LLP are allowed to practice in the General Court of Justice of North Carolina and appear on behalf of the Plaintiffs in the above-captioned legal proceeding.

This the ____ day of _____, 20__.

Superior Court Judge Presiding

NORTH CAROLINA

WAKE COUNTY

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COMMITTEE ON REDISTRICTING, et al.,

Defendants.

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
18-CVS-014001

**STATEMENT OF
R. STANTON JONES
IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

Pursuant to N.C. Gen. Stat. § 84-4.1(3)-(6), R. Stanton Jones hereby submits the following statement in support of the Motion for his admission to practice *Pro Hac Vice*:

1. I am an Attorney in the law firm of Arnold & Porter Kaye Scholer LLP. I work at its offices located at 601 Massachusetts Avenue, NW, Washington, DC 20001. I was admitted to the Maryland Bar in December of 2007 and am an active member in good standing of the Maryland State Bar. I was admitted to the District of Columbia Bar in April of 2009 and am an active member in good standing of the District of Columbia Bar. I have also been admitted to, and am an active member in good standing of (with year of admission noted parenthetically), the United States Courts of Appeals for the Second Circuit (2015), Third Circuit (2012), Fourth Circuit (2012), Fifth Circuit (2018), Sixth Circuit (2014), Seventh Circuit (2017), Ninth Circuit (2017), Eleventh Circuit (2014), District of Columbia Circuit (2012), and Federal Circuit (2015) Circuit, as well as the United States District Court for the District of Columbia (2009) and the Supreme Court of the United States (2016). I am actively engaged in the practice of law in litigation matters.

2. I have not been subjected to any public discipline by any court or lawyer regulatory organization or had any *Pro Hac Vice* admission revoked.

EXHIBIT

A

3. Plaintiffs Common Cause and twenty-two individual voters have retained my law firm, Arnold & Porter Kaye Scholer LLP, and me to represent them in connection with the above-captioned proceeding.

4. I will continue to represent Plaintiffs Common Cause and twenty-two individual voters in connection with the above-captioned action until a final determination is reached or I am permitted by order of this Court to withdraw from representation.

5. I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the North Carolina General Court of Justice and the North Carolina State Bar with respect to all matters incident to this proceeding as if I were a regularly admitted and licensed member of the North Carolina Bar in good standing.

6. The Maryland State Bar grants like privileges to practice on a *Pro Hac Vice* basis to members of the North Carolina State Bar in good standing.

7. I have associated and am personally appearing with Edwin M. Speas, Jr. and Caroline P. Mackie in this action. Mr. Speas and Mrs. Mackie are both attorneys practicing law with Poyner Spruill LLP in Raleigh, North Carolina, are duly and legally admitted to practice in the General Court of Justice of North Carolina, and are residents of North Carolina. Service of legal proceedings and disciplinary matters may be had upon them in this action with the same effect as if personally made upon me.

Respectfully submitted, this the 21 day of November, 2018.



R. Stanton Jones*

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NORTH CAROLINA

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GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
18-CVS-014001

**STATEMENT OF
ELISABETH S. THEODORE
IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

Pursuant to N.C. Gen. Stat. § 84-4.1(3)-(6), Elisabeth S. Theodore hereby submits the following statement in support of the Motion for her admission to practice *Pro Hac Vice*:

1. I am an Attorney in the law firm of Arnold & Porter Kaye Scholer LLP. I work at its offices located at 601 Massachusetts Avenue, NW, Washington, DC 20001. I was admitted to the Maryland Bar in December of 2011 and am an active member in good standing of the Maryland State Bar. I was admitted to the District of Columbia State Bar in June of 2014 and am an active member in good standing of the District of Columbia State Bar. I have also been admitted to, and am an active member in good standing of, the Bar of the United States Courts of Appeals for the Second (2017), Third (2018), Fifth (2014), Sixth (2014), Seventh (2017), Ninth (2015), and District of Columbia (2014) Circuits. Additionally, I have been admitted to the United States District Court for the District of Columbia (2017) and the Supreme Court of the United States (2016). I am actively engaged in the practice of law in appellate and litigation matters.

2. I have not been subjected to any public discipline by any court or lawyer regulatory organization or had any *Pro Hac Vice* admission revoked.

EXHIBIT

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B

3. Plaintiffs Common Cause and twenty-two individual voters have retained my law firm, Arnold & Porter Kaye Scholer LLP, and me to represent them in connection with the above-captioned proceeding.

4. I will continue to represent Plaintiffs Common Cause and twenty-two individual voters in connection with the above-captioned action until a final determination is reached or I am permitted by order of this Court to withdraw from representation.

5. I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the North Carolina General Court of Justice and the North Carolina State Bar with respect to all matters incident to this proceeding as if I were a regularly admitted and licensed member of the North Carolina Bar in good standing.

6. The Maryland State Bar grants like privileges to practice on a *Pro Hac Vice* basis to members of the North Carolina State Bar in good standing.

7. I have associated and am personally appearing with Edwin M. Speas, Jr. and Caroline P. Mackie in this action. Mr. Speas and Ms. Mackie are both attorneys practicing law with Poyner Spruill LLP in Raleigh, North Carolina, are duly and legally admitted to practice in the General Court of Justice of North Carolina, and are residents of North Carolina. Service of legal proceedings and disciplinary matters may be had upon them in this action with the same effect as if personally made upon me.

Respectfully submitted, this the 21st day of November, 2018.



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NORTH CAROLINA

WAKE COUNTY

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Defendants.

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

18-CVS-14001

**STATEMENT OF
DANIEL JACOBSON
IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

Pursuant to N.C. Gen. Stat. § 84-4.1(3)-(6), Daniel Jacobson hereby submits the following statement in support of the Motion for his admission to practice *Pro Hac Vice*:

1. I am an Attorney in the law firm of Arnold & Porter Kaye Scholer LLP. I work at its offices located at 601 Massachusetts Avenue, NW, Washington, DC 20001. I was admitted to the New York Bar in May of 2012 and am an active member in good standing of the New York State Bar. I was admitted to the District of Columbia State Bar in October of 2013 and am an active member in good standing of the District of Columbia State Bar. I have also been admitted to, and am an active member in good standing of, the Bar of the United States Courts of Appeals for the Third (2018) and Fifth (2014) Circuits. Additionally, I have been admitted to United States District Court for the District of Columbia (2017). I am actively engaged in the practice of law in appellate and litigation matters.

2. I have not been subjected to any public discipline by any court or lawyer regulatory organization or had any *Pro Hac Vice* admission revoked.

3. Plaintiffs Common Cause and twenty-two individual voters have retained my law firm, Arnold & Porter Kaye Scholer LLP, and me to represent them in connection with the above-captioned proceeding.

EXHIBIT

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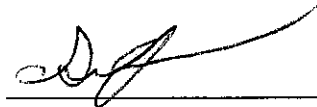
4. I will continue to represent Plaintiffs Common Cause and twenty-two individual voters in connection with the above-captioned action until a final determination is reached or I am permitted by order of this Court to withdraw from representation.

5. I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the North Carolina General Court of Justice and the North Carolina State Bar with respect to all matters incident to this proceeding as if I were a regularly admitted and licensed member of the North Carolina Bar in good standing.

6. The New York State Bar grants like privileges to practice on a *Pro Hac Vice* basis to members of the North Carolina State Bar in good standing.

7. I have associated and am personally appearing with Edwin M. Speas, Jr. and Caroline P. Mackie in this action. Mr. Speas and Mrs. Mackie are both attorneys practicing law with Poyner Spruill LLP in Raleigh, North Carolina, are duly and legally admitted to practice in the General Court of Justice of North Carolina, and are residents of North Carolina. Service of legal proceedings and disciplinary matters may be had upon them in this action with the same effect as if personally made upon me.

Respectfully submitted, this the 20th day of November, 2018.



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NORTH CAROLINA

WAKE COUNTY

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Defendants.

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

18-CVS-61400

**STATEMENT OF
DAVID P. GERSCH
IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

Pursuant to N.C. Gen. Stat. § 84-4.1(3)-(6), David P. Gersch hereby submits the following statement in support of the Motion for his admission to practice *Pro Hac Vice*:

1. I am an Attorney in the law firm of Arnold & Porter Kaye Scholer LLP. I work at its offices located at 601 Massachusetts Avenue, NW, Washington, DC 20001. I was admitted to the District of Columbia Bar in December of 1982 and am an active member in good standing of the District of Columbia Bar. I have also been admitted to, and am an active member in good standing of, the United States Courts of Appeals for the Fourth Circuit (1994), Sixth Circuit (1992), Seventh Circuit (2015), Eighth Circuit (1993), Ninth Circuit (2012), and District of Columbia Circuit (1985), as well as the United States District Court for the District of Columbia (1984). I am actively engaged in the practice of law in litigation matters.

2. I have not been subjected to any public discipline by any court or lawyer regulatory organization or had any *Pro Hac Vice* admission revoked.

3. Plaintiffs Common Cause and twenty-two individual voters have retained my law firm, Arnold & Porter Kaye Scholer LLP, and me to represent them in connection with the above-captioned proceeding.

EXHIBIT

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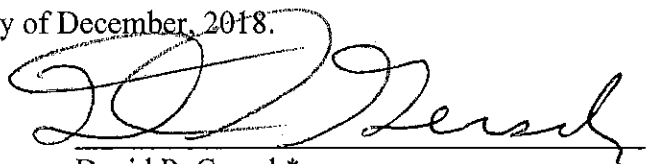
4. I will continue to represent Plaintiffs Common Cause and twenty-two individual voters in connection with the above-captioned action until a final determination is reached or I am permitted by order of this Court to withdraw from representation.

5. I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the North Carolina General Court of Justice and the North Carolina State Bar with respect to all matters incident to this proceeding as if I were a regularly admitted and licensed member of the North Carolina Bar in good standing.

6. The District of Columbia Bar grants like privileges to practice on a *Pro Hac Vice* basis to members of the North Carolina State Bar in good standing.

7. I have associated and am personally appearing with Edwin M. Speas, Jr. and Caroline P. Mackie in this action. Mr. Speas and Mrs. Mackie are both attorneys practicing law with Poyner Spruill LLP in Raleigh, North Carolina, are duly and legally admitted to practice in the General Court of Justice of North Carolina, and are residents of North Carolina. Service of legal proceedings and disciplinary matters may be had upon them in this action with the same effect as if personally made upon me.

Respectfully submitted, this the 7th day of December, 2018.



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NORTH CAROLINA

WAKE COUNTY

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Defendants.

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
18-CVS-14001

**STATEMENT OF
MARC E. ELIAS
IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

Pursuant to N.C. Gen. Stat. § 84-4.1(3)-(6), Marc E. Elias hereby submits the following statement in support of the Motion for his admission to practice *Pro Hac Vice*:

1. I am an Attorney in the law firm of Perkins Coie LLP. I work at its offices located at 700 13th St. NW, Washington, DC 20005. I was admitted to the State Bar of the District of Columbia in June of 1994 and am an active member in good standing of the State Bar of the District of Columbia. Additionally, I was admitted to the United States Supreme Court Bar in February of 2009 and am an active member in good standing of the United States Supreme Court Bar. I have also been admitted to, and am an active member in good standing of, the Bar of the United States Court of Appeals for the D.C. Circuit, the U.S. Court of Appeals for the 3rd - 5th Circuits, the U.S. Court of Appeals for the 9th and 10th Circuits, the U.S. District Court for the District of Columbia, the U.S. District Court for the Northern District of Florida, the U.S. District Court for the Eastern District of Michigan, the U.S. District Court for the Western District of Wisconsin and the 11th Circuit Court of Appeals. I am actively engaged in the practice of law in the District of Columbia.

EXHIBIT

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E



Marc E. Elias*

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NORTH CAROLINA

WAKE COUNTY

COMMON CAUSE, et al.,

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REPRESENTATIVE DAVID R. LEWIS, IN
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Defendants.

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
18-CVS-14001

**STATEMENT OF
ABHA KHANNA
IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

Pursuant to N.C. Gen. Stat. § 84-4.1(3)-(6), Abha Khanna hereby submits the following statement in support of the Motion for her admission to practice *Pro Hac Vice*:

1. I am an Attorney in the law firm of Perkins Coie LLP. I work at its offices located at 1201 Third Avenue, Suite 4900, Seattle, WA 98101. I was admitted to the Washington State Bar in June of 2010 and am an active member in good standing of the Washington State Bar. I was also admitted to the New York State Bar in June of 2008 and am an active member in good standing of the New York State Bar. Additionally, I was admitted to the United States Supreme Court Bar in March of 2018 and am an active member in good standing of the United States Supreme Court Bar. I have also been admitted to, and am an active member in good standing of, the Bar of the United States Court of Appeals for the Ninth Circuit, the Bar of the United States Court of Appeals for the Fourth Circuit, the United States District Court for the Western District of Washington since 2010, and the United States District Court for the Eastern District of Washington since 2013. I am actively engaged in the practice of law in Washington State.

2. I have not been subjected to any public discipline by any court or lawyer regulatory organization or had any *Pro Hac Vice* admission revoked.

EXHIBIT

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3. The Plaintiff herein, Common Cause, has retained my law firm, Perkins Coie LLP, and me to represent it in connection with the above-captioned proceeding.

4. I will continue to represent the Plaintiff in connection with the above-captioned action until a final determination is reached or I am permitted by order of this Court to withdraw from representation.

5. I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the North Carolina General Court of Justice and the North Carolina State Bar with respect to all matters incident to this proceeding as if I were a regularly admitted and licensed member of the North Carolina Bar in good standing.

6. The Washington State Bar grants like privileges to practice on a *Pro Hac Vice* basis to members of the North Carolina State Bar in good standing.

7. I have associated and am personally appearing with Edwin M. Speas, Jr. and Caroline P. Mackie in this action. Mr. Speas and Mrs. Mackie are both attorneys practicing law with Poyner Spruill LLP in Raleigh, North Carolina, are duly and legally admitted to practice in the General Court of Justice of North Carolina, and are residents of North Carolina. Service of legal proceedings and disciplinary matters may be had upon them in this action with the same effect as if personally made upon me.

Respectfully submitted, this the 27th day of November, 2018.



Abha Khanna*
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NORTH CAROLINA

WAKE COUNTY

COMMON CAUSE, et al.,

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GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
18-CVS-14001

**STATEMENT OF
ARIA C. BRANCH
IN SUPPORT OF MOTION FOR
ADMISSION *PRO HAC VICE***

Pursuant to N.C. Gen. Stat. § 84-4.1(3)-(6), Aria C. Branch hereby submits the following statement in support of the Motion for her admission to practice *Pro Hac Vice*:

1. I am an Attorney in the law firm of Perkins Coie LLP. I work at its offices located at 700 13th Street NW, Suite 600 Washington, D.C. 20005. I was admitted to the Virginia State Bar in October of 2012 and am an active member in good standing of the Virginia State Bar. I have also been admitted to, and am an active member in good standing of, the Bar of the Supreme Court of Virginia and the United States District Court for the District of Columbia since 2012; the United States District Court for the Eastern District of Virginia since 2015; and the United States District Court for the Western District of Wisconsin since 2017. I am actively engaged in the practice of law in the District of Columbia.

2. I have not been subjected to any public discipline by any court or lawyer regulatory organization or had any *Pro Hac Vice* admission revoked.

3. The Plaintiff herein, Common Cause, has retained my law firm, Perkins Coie LLP, and me to represent it in connection with the above-captioned proceeding.

EXHIBIT

tabbies

G

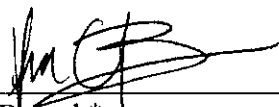
4. I will continue to represent the Plaintiff in connection with the above-captioned action until a final determination is reached or I am permitted by order of this Court to withdraw from representation.

5. I agree to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the North Carolina General Court of Justice and the North Carolina State Bar with respect to all matters incident to this proceeding as if I were a regularly admitted and licensed member of the North Carolina Bar in good standing.

6. The Virginia State Bar grants like privileges to practice on a *Pro Hac Vice* basis to members of the North Carolina State Bar in good standing.

7. I have associated and am personally appearing with Edwin M. Speas, Jr. and Caroline P. Mackie in this action. Mr. Speas and Mrs. Mackie are both attorneys practicing law with Poyner Spruill LLP in Raleigh, North Carolina, are duly and legally admitted to practice in the General Court of Justice of North Carolina, and are residents of North Carolina. Service of legal proceedings and disciplinary matters may be had upon them in this action with the same effect as if personally made upon me.

Respectfully submitted, this the 30th day of November, 2018.



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NORTH CAROLINA

WAKE COUNTY

COMMON CAUSE, et al.,

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REPRESENTATIVE DAVID R. LEWIS,
IN HIS OFFICIAL CAPACITY AS
SENIOR CHAIRMAN OF THE HOUSE
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Defendants.

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
18-CVS-014001

**STATEMENT IN SUPPORT OF
ADMISSION PRO HAC VICE**

NOW COMES Common Cause and in support of the Motions for Admission of R. Stanton Jones, David P. Gersch, Elisabeth S. Theodore, Daniel F. Jacobson, Marc E. Elias, Abha Khanna, and Aria C. Branch. *Pro Hac Vice*, shows the Court as follows:

1. The address of Common Cause is 907 Glenwood Avenue, Raleigh, North Carolina; and
2. Common Cause has retained R. Stanton Jones, David P. Gersch, Elisabeth S. Theodore, and Daniel F. Jacobson of the law firm of Arnold & Porter LLP, as well Marc E. Elias, Abha Khanna, and Aria C. Branch of the law firm Perkins Coie LLP, to represent it in the above-captioned action.

This the 13 day of December, 2018.

COMMON CAUSE

By:

Name:

Title:

Robert D. Phillips

ROBERT D. PHILLIPS

EXECUTIVE DIRECTOR COMMON CAUSE NC

EXHIBIT

H